

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

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DONALD C. HUTCHINS

Plaintiff

v.

CARDIAC SCIENCE, INC., et al.,

Defendants

U.S. DISTRICT COURT
DISTRICT OF MASS.

Civil Action: **04-30126-MAP**

**DONALD C HUTCHINS' MOTION FOR LEAVE TO FILE *INSTANTER* REPLY
BRIEF IN ANSWER TO DEFENDANT'S MEMORANDUM OF LAW IN
OPPOSITION TO PLAINTIFF'S MOTION FOR RELIEF FROM SUMMARY
JUDGMENT PURSUANT TO RULE 60(b)(3) AND LOCAL RULE 7.3(B)**

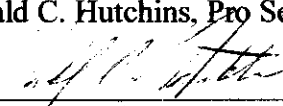
Plaintiff, Donald C. Hutchins, ("Hutchins") respectfully requests leave of Court, pursuant to Local Rule 7.1, to file this *instanter* Reply Brief in answer to Defendant Cardiac Science's Memorandum of Law in Opposition to Plaintiff Donald Hutchins' Motion for Relief from Summary Judgment. This *instanter* Reply Brief Memorandum confirms that the transition from Cardiac Science Inc to the Cardiac Science Corporation was not a name change as characterized by Attorney Skaar, but a total change in legal identity, ownership and management. Cardiac Science Inc. has been dissolved as a Delaware corporation, does not maintain a principal place of business in Irvine, California and continues to mislead the Court through false Corporate Disclosures pursuant to Fed. R. Civ. P.1(a).

Respectfully submitted

The Plaintiff

Donald C. Hutchins, Pro Se

Dated: 12/12/05


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CERTIFICATE OF SERVICE

I, Donald C. Hutchins, 1047 Longmeadow Street, Longmeadow, Massachusetts 01106, hereby certify that I served a copy of the foregoing on the appropriate party by sending a copy by first-class-mail to:

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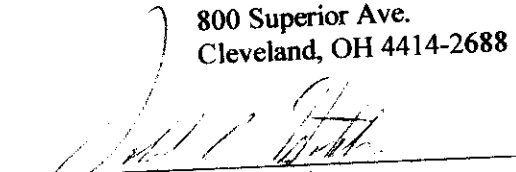
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Donald C. Hutchins